

Kim Dockstader, ISB No. 4207
Gregory C. Tollefson, ISB No. 5643
STOEL RIVES LLP
101 South Capitol Boulevard, Suite 1900
Boise, ID 83702-5958
Telephone: (208) 389-9000
Facsimile: (208) 389-9040
kdockstader@stoel.com
gtollefson@stoel.com

Attorneys for Defendant Micron Electronics, Inc.

U.S. DISTRICT &
BANKRUPTCY COURTS

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO

KIMBERLEY SMITH, MICHAEL B.
HINCKLEY, JACQUELINE T.
HLADUN, MARILYN J. CRAIG,
JEFFERY P. CLEVINGER, and
TIMOTHY C. KAUFMANN, individually
and on behalf of those similarly situated,

Plaintiffs,

vs.

MICRON ELECTRONICS, INC., a
Minnesota corporation,

Defendant.

Case No. CIV 01-0244-S-BLW

**DEFENDANT MICRON ELECTRONICS,
INC.'S MOTION FOR PROTECTIVE
ORDER OR, IN THE ALTERNATIVE,
MOTION FOR EXTENSION OF TIME
TO RESPOND TO PLAINTIFFS' SIXTH
SET OF REQUESTS FOR PRODUCTION
OF DOCUMENTS**

ORIGINAL

**DEFENDANT MICRON ELECTRONICS, INC.'S MOTION FOR PROTECTIVE
ORDER OR, IN THE ALTERNATIVE, MOTION FOR EXTENSION OF TIME TO
RESPOND TO PLAINTIFFS' SIXTH SET OF REQUESTS FOR PRODUCTION OF
DOCUMENTS - 1**

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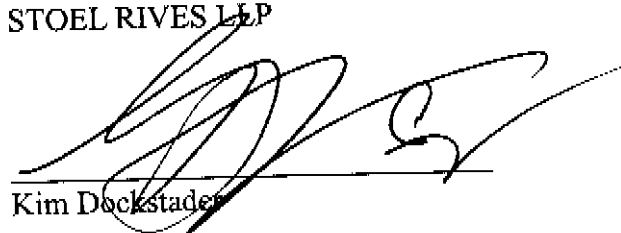
Defendant Micron Electronics, Inc. ("MEI" or "Defendant"), by and through its counsel of record, hereby moves this Court for a protective order pursuant to Federal Rule of Civil Procedure 26(c) ordering Plaintiffs to withdraw their untimely Sixth Set of Requests for Production of Documents and prohibiting Plaintiffs from serving any additional written discovery until after the Court's resolution of the issue of final class certification (to be heard on November 16, 2004 (Docket No. 216)). Or, in the alternative, that the Court allow Defendant a thirty (30) day extension of time from the Court's decision on this Motion within which to respond to Plaintiffs' Sixth Set of Requests for Production of Documents.

Although not required by District of Idaho Local Civil Rule 37.1, Defendant nonetheless certifies that it has made a good faith effort to confer with opposing counsel on the matters raised in this motion, but has been unable to reach agreement.

This Motion is supported by the accompanying Memorandum in Support as well as the Affidavit of Gregory C. Tollefson.

Dated this 6th day of August, 2004.

STOEL RIVES LLP



Kim Dockstader

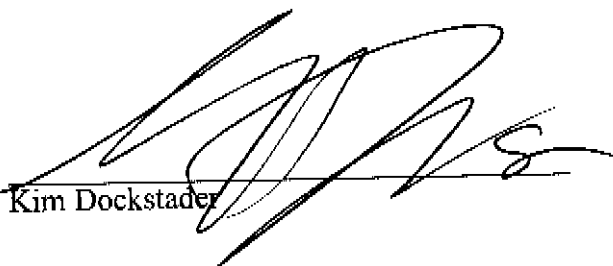
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DOCUMENTS - 2**

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 6th day of August, 2004, I caused to be served a true copy of the foregoing **DEFENDANT MICRON ELECTRONICS, INC.'S MOTION FOR PROTECTIVE ORDER OR, IN THE ALTERNATIVE, MOTION FOR EXTENSION OF TIME TO RESPOND TO PLAINTIFFS' SIXTH SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS** by the method indicated below, addressed to the following:

William H. Thomas
Daniel E. Williams
Christopher F. Huntley
HUNTLEY PARK LLP
250 South Fifth Street
PO Box 2188
Boise, Idaho 83701-2188
Fax: 208 345 7894

☒ Via U. S. Mail
☐ Via Hand-Delivery
☐ Via Overnight Delivery
☐ Via Facsimile


Kim Dockstader

DEFENDANT MICRON ELECTRONICS, INC.'S MOTION FOR PROTECTIVE ORDER OR, IN THE ALTERNATIVE, MOTION FOR EXTENSION OF TIME TO RESPOND TO PLAINTIFFS' SIXTH SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS - 3